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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/678,334	10/03/2003	Armin Denner	4452-576	2557
27799	7590	08/02/2006		EXAMINER
		COHEN, PONTANI, LIEBERMAN & PAVANE		PHAN, HAU VAN
		551 FIFTH AVENUE		
		SUITE 1210	ART UNIT	PAPER NUMBER
		NEW YORK, NY 10176		3618

DATE MAILED: 08/02/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/678,334	DENNER ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Hau V Phan	3618	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 13 June 2006.
- 2a) This action is **FINAL**.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-19 is/are pending in the application.
- 4a) Of the above claim(s) 9-11, 15 and 16 is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-8, 13-14 and 18-19 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All    b) Some \* c) None of:
1. Certified copies of the priority documents have been received.
  2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |                                                                                                                          |                                                                             |
|--------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                              | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                     | Paper No(s)/Mail Date. _____ .                                              |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ . | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
|                                                                                                                          | 6) <input type="checkbox"/> Other: _____ .                                  |

## DETAILED ACTION

### ***Acknowledgment***

1. The amendment filed on 6/13/2006 has been entered.

### ***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. **Claims 1-8, 13-14 and 18-19 are rejected under 35 U.S.C. 102(b) as being anticipated by Hofbauer et al. (4,346,773).**

Hofbauer et al. in figure 1, disclose a drive system for a motor vehicle. The drive system comprises a drive shaft (1), a centrifugal mass (3) mounted on the drive shaft for rotation about an axis and being profiled with a receiving space. Hofbauer et al. also disclose an electrical machine (6) comprising a rotor (61) mounted on the centrifugal mass and a stator (62) arranged radially with respect to the rotor. The electric machine is being located radially outside of the receiving space and being radially aligned with the receiving space. Hofbauer et al. also disclose a clutch (4) having at least one component (friction linings (42), pressure plates (41)) accommodated in the receiving space. The clutch component being radially aligned with the electrical machine.

Regarding claim 2, Hofbauer et al. discloses the electrical machine, which is mounted on a side of the centrifugal mass, which is mounted to the drive shaft.

Regarding claim 3, Hofbauer et al. discloses a housing (7) having at least one part. The centrifugal mass and the electrical machine being arranged in the housing.

Regarding claim 4, Hofbauer et al. discloses a stator bracket (not number, as shown in figure 1), which attaches the stator to the housing.

Regarding claim 5, Hofbauer et al. discloses a cooling channel (not number, as shown in figure 1) in the stator bracket.

Regarding claim 6, Hofbauer et al. discloses the stator bracket bounds the receiving space radially.

Regarding claim 7, Hofbauer et al. discloses the centrifugal mass comprising a radially inner first area, a radially outer second area, and a third area connecting the first and second areas, which are offset both radially and axially.

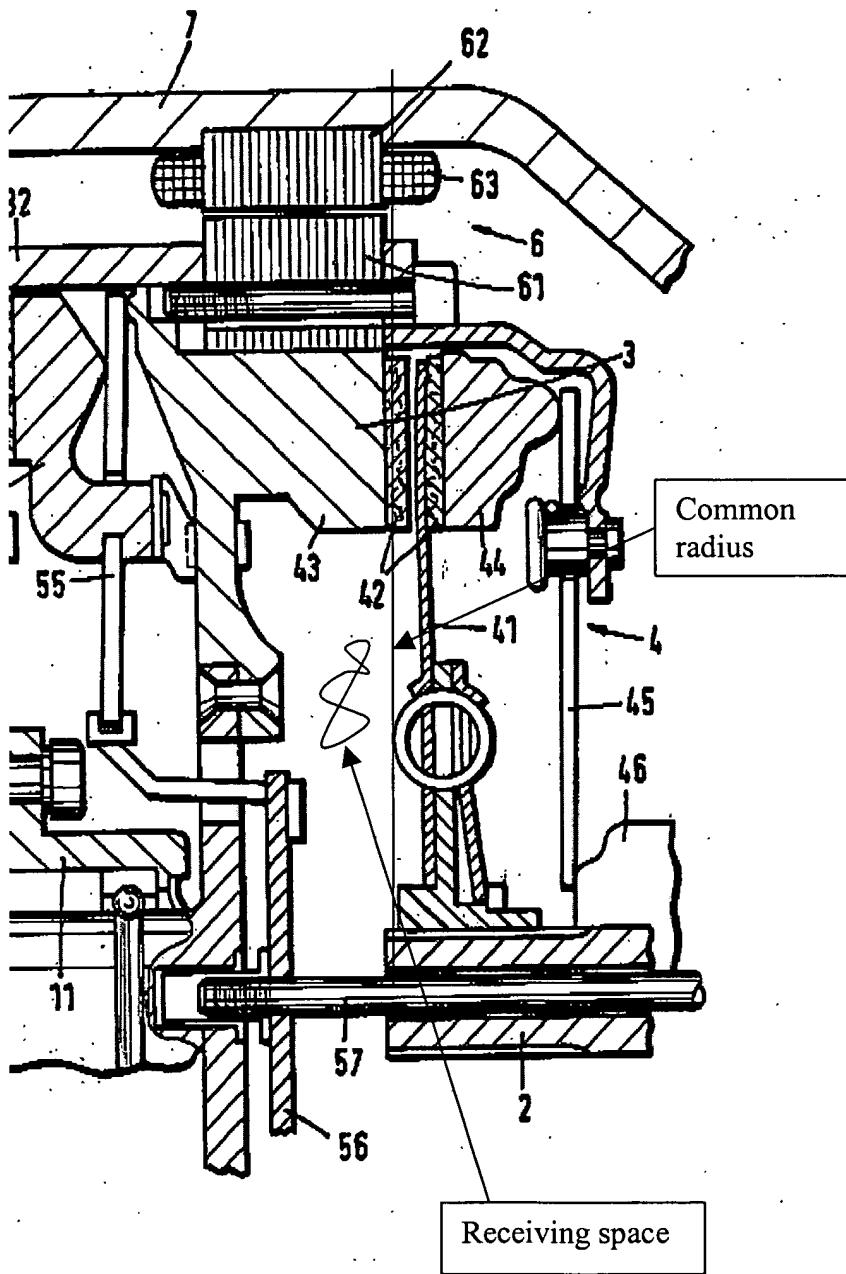
Regarding claim 8, Hofbauer et al. discloses the first area and the third area that bound two sides of the receiving space.

Regarding claim 13, Hofbauer et al. discloses the clutch comprising a clutch disk (45) arrangement. The clutch disk arrangement comprises the component in the receiving space.

Regarding claim 14, Hofbauer et al. discloses the clutch comprising an actuating device (as shown in figure 1). The actuating device comprises the component accommodated in the receiving space.

Regarding claim 18, Heyden et al. discloses the at least one component comprising at least one torsion damper.

Regarding claim 19, Hofbauer et al. discloses the electrical machine, which is a starter-generator.



4. Claim 1 is alternatively rejected under 35 U.S.C. 102(b) as being anticipated by Kaneyuki (4,894,570).

Kaneyuki in figure 2, disclose a drive system for a motor vehicle. The drive system comprises a drive shaft (8), a centrifugal mass (102) mounted on the drive shaft for rotation about an axis and being profiled with a receiving space (25). Kaneyuki also discloses an electrical machine (100) comprising a rotor (103) mounted on the centrifugal mass and a stator (104) arranged radially with respect to the rotor. The electric machine is being located radially outside of the receiving space and being radially aligned with the receiving space. kaneyuki also discloses a clutch (16) having at least one component (a clutch disc (18), pressure plates (19)) accommodated in the receiving space. The clutch component being radially aligned with the electrical machine.

***Response to Arguments***

5. Applicant's arguments with respect to claims 1-8 and 18-19 have been considered but are moot in view of the new ground(s) of rejection.

***Conclusion***

6. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within

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TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hau V. Phan whose telephone number is 571-272-6696. The examiner can normally be reached on 7:30AM-4:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chris Ellis can be reached on 571-272-6914. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Hau V Phan  
Primary Examiner  
Art Unit 3618



A handwritten signature in black ink, appearing to read "Hau Phan". Below the signature, the date "7/28/06" is handwritten.